

GAHC010115522019



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THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

Case No. : WP(C)/3410/2019

ARYAN CHETIA PHUKAN AND 28 ORS.

S/O- BIPIN CHETIA PHUKAN, R/O- LAKWA MAJALIA KONWAR GAON, P.O.
LAKWA, P.S. SIMALUGURI, DIST.- SIVASAGR, ASSAM, PIN- 785688, D.O.B.
31/12/1989.

2: SRI DHANJYOTI BARUAH
S/O- SRI LAKHIDHAR BARUAH
R/O- BORGURI
P.O. BORGURI
DIST.- TINSUKIA
ASSAM
PIN- 786126
D.O.B.- 23/01/1982.

3: SRI JYOTI PRASAD CHUTIA
S/O- LATE BARHOITING
P.O. BARHOITING
DIST.- SIVASAGAR
ASSAM
PIN- 785697
D.O.B.- 31/12/1974.

4: SRI UTTAM MAJUMDAR
S/O- LATE NIPEN MAZUMDAR
R/O- MEZENGA
P.O. MZENGA
DIST.- SIVASAGAR
ASSAM
PIN- 785685.

5: SRI RAJIB GOGOI
S/O- MR. BHARAT GOGOI
R/O- CHEREKAPAR LALIM GAON
P.O. SIVSAGAR

ASSAM
PIN- 786640
D.O.B.- 16/01/1982.

6: SRI ARUN RAJBONSHI
S/O- SRI DHARMA KANTA RAJBONSHI
R/O- SIMALUGURI TOWN
P.O. SIMALUGURI
DIST.- SIVSAGAR
ASSAM
PIN- 785686
D.O.B.- 01/07/1987.

7: SRI DHAJEN BARUAH
S/O- SRI LUKNATH BARUAH
R/O- PANITULA
P.O. PANITULA
DIST.- TINSUKIA
ASSAM
PIN- 786183
D.O.B.- 31/12/1981.

8: SRI LAKHYAJYOTI BARUAH
S/O- LATE PRABIN BARUAH
R/O- PANITULA
P.O. PANITULA
DIST.- TINSUKIA
ASSAM
PIN- 786183
D.O.B.- 31/12/1984.

9: MD. SAZID AHMED
S/O- LATE SAMSUDDIN AHMED
R/O- MARIANI AEGCL
P.O. NAGAZANKA
DIST.- JORHAT
ASSAM
PIN- 785634
D.O.B.- 10/07/1984.

10: SRI BHABA BORPATRA GOHAIN
S/O- SRI PITAMBAR BORPATRA GOHAIN
R/O- NAMRUP APGCL NTPS
P.O. NTPS
DIST.- DIBRUGARH
ASSAM
PIN- 786622
D.O.B.- 11/09/1978.

11: SRI KHIROD BORAH
S/O- LATE PRAFULLA BORAH
R/O- NAMRUP APGCL NTPS
P.O. NTPS
DIST.- DIBRUGARH
ASSAM
PIN- 786622
D.O.B.- 02/09/1983.

12: SRI TANMOWN TUMTEN
S/O- SRI CHAMKHEN GOHAIN
R/O- TIPAM PHAKE
P.O. JOYPUR
DIST.- DIBRUGARH
ASSAM
PIN- 786614
D.O.B.- 31/12/1987.

13: SRI LAKHYAJIT DAS
S/O- SRI MOHAN DAS
R/O- PARBATPUR
NAMRUP
P.O. PARBATPUR
DIST.- DIBRUGARH
ASSAM
PIN- 786623
D.O.B.- 02/08/1983.

14: SRI GAGAN KURMI
S/O- SRI SIBHA KURMI
R/O- QUARTER NO. 49-A
WEST COLONY NTPS NAMRUP
P.O. NTPS
DIST.- DIBRUGARH
ASSAM
PIN- 786622
D.O.B.- 30/01/1979.

15: SRI BABUL MECH
S/O- LATE GOLOK CH. MECH
R/O- BAGHMORA
P.O. JOYPUR
DIST.- DIBRUGARH
ASSAM
PIN- 786614
D.O.B.- 02/09/1983.

16: SRI DHRUBAJYOTI NEOG
S/O- SRI DILIP NEOG
R/O- NAMRUP APGCL NTPS
P.O. NTPS
DIST.- DIBRUGARH
ASSAM
PIN- 786622
D.O.B.- 07/01/1989.

17: SRI PARTHAJIT DIHINGIA
S/O- SRI CHANDRAKANTA DIHINGIA
R/O- NAMRUP APGCL NTPS
P.O. NTPS
DIST.- DIBRUGARH
ASSAM
PIN- 786622
D.O.B.- 10/04/1987.

18: SRI BISHNUJYOTI HATIBARUAH
S/O- SRI RAMCHANDRA HATIBARUAH
R/O- NAMRUP APGCL NTPS
P.O. NTPS
DIST.- DIBRUGARH
ASSAM
PIN- 786622
D.O.B.- 29/07/1983.

19: SRI UTPAL HAZARIKA
S/O- SRI SUSHIL CH. HAZARIKA
R/O- NAMRUP APGCL NTPS
P.O. NTPS
DIST.- DIBRUGARH
ASSAM
PIN- 786622
D.O.B.- 31/04/1986.

20: SRI MANURANJAN CHETIA
S/O- LATE PROMUD CH. CHETIA R/O- NAMRUP APGCL NTPS
P.O. NTPS
DIST.- DIBRUGARH
ASSAM
PIN- 786622
D.O.B.- 23/09/1985.

21: SRI AI TAN GOHAIN
S/O- SRI CHAIMYA GOHAIN
R/O- NAMRUP APGCL NTPS
P.O. NTPS

DIST.- DIBRUGARH
ASSAM
PIN- 786622
D.O.B.- 19/04/1986.

22: SRI SIDHARTHA BASUMATARI
S/O- PUNINDRA BASUMATARI
R/O- TEOK HABI
P.O. BENGENABARI
DIST.- CHARAIDEO
ASSAM
PIN- 785690
D.O.B.- 01/05/1986.

23: SRI DEVAJIT PHUKAN
S/O- KIRTI PHUKAN
R/O- NITAIPUKHURI
P.O. NITAIPUKHURI
DIST.- SIVASAGAR
ASSAM
PIN- 785671
D.O.B.- 10/03/1987.

24: SRI TAPAN SAIKIA
S/O- SRI PURNA SAIKIA
R/O- SIMALUGURI TOWN
P.O. AND P.S. SIMALUGURI
DIST.- SIVASAGAR
ASSAM
PIN- 785686
D.O.B.- 01/07/1987.

25: SRI DHARANI BURAGOHAIN
S/O- SRI JITEN BURAGOHAIN
R/O- GARAKHIA NAGAR
P.O. NAMATI CHARI ALI
DIST.- SIVASAGAR
ASSAM
PIN- 785684
D.O.B.- 30/11/1988.

26: SRI JINTUMONI GOGOI
S/O- SRI BHABEN GOGOI
R/O- BALIGAON
P.O. SANTAK
DIST.- SIVASAGAR
ASSAM
PIN- 785687

D.O.B.- 20/11/1990.

27: SRI MADAN SHILL
S/O- LATE RANJIT SHILL
R/O- DESANGMUKH ALISEGA
SIVASAGAR
P.O. DESANGMUKH
DIST.- SIVASAGAR
ASSAM
PIN- 785663
D.O.B.- 01/02/1980.

28: SRI BIRAJ HANDIQUE
S/O- SRI MADAN CH. HANDIQUE
R/O- NAMRUP APGCL
P.O. NTPS
DIST.- DIBRUGARH
ASSAM
PIN- 786622
D.O.B.- 15/03/1987.

29: SRI DEEPAK GOGOI
S/O- SRI DIMBEDHAR GOGOI
R/O- JERAI JUGIPATHAR
P.O. PANITULA
DIST.- DIBRUGARH
ASSAM
PIN- 786183
D.O.B.- 31/12/1977

VERSUS

THE STATE OF ASSAM AND 6 ORS.
REP. BY THE COMMISSIONER AND SECRETARY TO THE GOVERNMENT OF
ASSAM, POWER DEPARTMENT, DISPUR, GUWAHATI- 781006.

2:THE ASSAM POWER DISTRIBUTION COMPANY LIMITED

REGD. OFFICE- BIJULEE BHAWAN
PALTAN BAZAAR
GUWAHATI- 781001
REP. BY THE MANAGING DIRECTOR.

3:THE CHAIRMAN

APDCL
APGCL
AEGCL

BIJULEE BHAWAN
PALTAN BAZAR
GUWAHATI- 781001.

4:THE ASSAM POWER GENERATION CORPORATION LIMITED

REGD. OFFICE- BIJULEE BHAWAN
PALTAN BAZAR
GUWAHATI- 781001
REP. BY THE MANAGING DIRECTOR.

5:THE GENERAL MANAGER
ASSAM POWER GENERATION CORPORATION LIMITED

NTPS
NAMRUP
DIBRUGARH
ASSAM- 786622.

6:THE ASSAM ELECTRICITY GRID CORPORATION LIMITED

REGD. OFFICE- BIJULEE BHAWAN
PALTAN BAZAR
GUWAHATI- 781001
REP. BY THE MANAGING DIRECTOR.

7:THE GENERAL MANAGER

APGCL
LTPS

MAIBELA
DIST.- SONARI
ASSAM

Advocate for the Petitioner : MR. B D KONWAR SR. ADV., MRS J M KONWAR,MR. R KALITA,MR. R SALOI,MS. S NEWAR,MS. M K BROWN

Advocate for the Respondent : GA, ASSAM, SC, AEGCL,SC, APDCL

Linked Case : WP(C)/2536/2024

SEKHARJYOTI BORUAH AND 11 ORS
S/O LATE GOBIN BARUAH
R/O VILL- TINGRAI

P.O.-TINGRAI BAZAR
P.S.-DIGBOI
DIST-TINSUKIA
ASSAM
PIN-786171

2: RAMEN HAZARIKA
S/O LATE ATUL HAZARIKA
R/O VILL- HAZARIKA GAON
P.O.-NAKACHARI
P.S.-MARIANI
DIST- JORHAT
ASSAM
PIN-785635

3: DHANJYOTI BARUAH
S/O LAKHIDHAR BARUAH
R/O VILL- LAZAIHULA
P.O.-BORGURI
P.S.-TINSUKIA
DIST- TINSUKIA
ASSAM
PIN-786126

4: RUPAM GOGOI
S/O LATE TILAI GOGOI
R/O HOWRAGHAT TOWN
P.O.-HOWRAGHAT
P.S.-HOWRAGHAT
DIST- KARBI ANGLONG
ASSAM
PIN-702481

5: JAHNAB KONWAR
S/O KHAGEN KONWAR
R/O VILL- ANGERA KONWAR GAON
P.O.-DHOLE BAZAR
P.S.-MATHURAPUR
DIST-CHARAIDEO
ASSAM
PIN-785686

6: SIDDIQUE AHMED
S/O LATE SIAJUDDIN AHMED
R/O VILL- POTIA GAON
P.O.-POTIA GAON
P.S.-NORTH WEST JORHAT
DIST- JORHAT

ASSAM
PIN-785101

7: NILOTPAL DEKA
S/O MAHESWAR DEKA
R/O VILL- 2 NO. KALAIGAON
P.O. AND P.S.-KALAIGAON
DIST-UDALGURI
ASSAM
PIN-784252

8: BISHNU PRASAD KALITA
S/O RAMA KANTA KALITA
R/O VILL- GARMUR
P.O.-JEC
P.S.-JORHAT
DIST-JORHAT
ASSAM
PIN-785007

9: DIP CHANGPHA CHETIA
S/O DIGANTA CHETIA
R/O VILL- SUKAFANAGAR
P.O.-DHOLE BAZAR
P.S.-MATHURAPUR
DIST- CHORAIDEO
ASSAM
PIN-785686

10: SIMANTA CHETIA
S/O PREMADHAR CHETIA
R/O 8 NO BLOCK
P.O.-BORHULLA
P.S.-BORHULLA
DIST- JORHAT
ASSAM
PIN-785631

11: PRANJAL CHETIA
S/O DILIP CHETIA
R/O VILL- PANIDIHINGIA
P.O.-KAMARGAON
P.S.-KAMARGAON
DIST-GOLAGHAT
ASSAM
PIN-785619

12: BIKASH DUTTA

S/O ANIL DUTTA
R/O VILL- MOINAPORIA
P.O.-LAHDOIGARH
P.S.-LAHDOIGARH
DIST- JORHAT
ASSAM
PIN-785700
VERSUS

THE STATE OF ASSAM AND 5 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE GOVT.
OF ASSAM
DEPARTMENT OF POWER
DISPUR
GUWAHATI-06

2:THE COMMISSIONER AND SECRETARY TO THE GOVT. OF ASSAM
FINANCE DEPARTMENT
DISPUR
GUWAHATI-06

3:THE MANAGING DIRECTOR
APDCL
APGCL
AEGCL
(ASSAM POWER DISTRIBUTION COMPANY LIMITED
ASSAM POWER GENERATION CORPORATION LIMITED
ASSAM ELECTRICITY GRID CORPORATION LIMITED)
BIJULEE BHAWAN
PALTAN BAZAR
GUWAHATI-07

4:THE GENERAL MANAGER
ASSAM POWER DISTRIBUTION COMPANY LIMITED
BIJULEE BHAWAN
PALTAN BAZAR
GUWAHATI-07

5:THE GENERAL MANAGER
ASSAM POWER GENERATION CORPORATION LIMITED
BIJULEE BHAWAN
PALTAN BAZAR
GUWAHATI-07

6:THE GENERAL MANAGER
ASSAM ELECTRICITY GRID CORPORATION LIMITED
BIJULEE BHAWAN
PALTAN BAZAR

GUWAHATI-07

Advocate for : MS M DAS

Advocate for : GA

ASSAM appearing for THE STATE OF ASSAM AND 5 ORS

BEFORE
HONOURABLE MR. JUSTICE RAJESH MAZUMDAR

ORDER

Date : 11-09-2025

On the prayer made on behalf of Mr. B. D. Konwar, learned senior counsel appearing for the petitioners, list these matters on 04.11.2025, by which time the respondents may file the additional affidavit to bring on record the decision of the Expert Committee.

Mr. N. Sarma, learned counsel appears on behalf of the APDCL

The learned counsel for the petitioners in WP(C)/2536/2024, undertakes to serve copies of the writ petition to the learned counsel for the respondents during the course of the day.

JUDGE

Comparing Assistant